

AFFIDAVIT OF TERMINATION OF RIGHT OF FIRST REFUSAL

STATE OF ALABAMA
COUNTY OF SHELBY)

RE: Lot 155, according to the Amended Map of Highland Lakes, 1st Sector, an Eddleman Community, as recorded in Map Book 18, Page 37 A, B, C, D, E, F & G, in the Probate Office of Shelby County, Alabama, being situated in Shelby County, Alabama.

Whereas, the Undersigned Vista Homes, Inc., an Alabama corporation, being the grantor in that certain deed recorded in 1997-03266 in the Probate Office of Shelby County, Alabama did retain a right of first refusal to repurchase the above described property.

Whereas, Vista Homes, Inc. hereby terminates its right of first refusal to repurchase the above described property so that William McKenzie and Tracey McKenzie can convey the above described Lot 155, free and clear of the right to repurchase.

Now Therefore, Vista Homes, Inc. hereby terminates its right of first refusal to repurchase the above described Lot 155.

In Witness Whereof, the undersigned, James B. Wagon, Jr., as President of Vista Homes, Inc., has caused this termination of its right of first refusal on this the 3rd day of February, 1999.

Vista Homes, Inc.

BY: James B. Wagon, Jr.
James B. Wagon, Jr.
President

STATE OF ALABAMA
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State hereby certify that James B. Wagon, Jr., whose name as President of Vista Homes, Inc., an Alabama Corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above and foregoing conveyance, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said Corporation.

Given under my hand and official seal of office this the 3rd day of February, 1999.

Mary Sue Pearson
NOTARY PUBLIC
My Commission expires: 10/28/99

Inst # 1999-10166

HL181AEP

03/11/1999 10:16
03:11 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CRW 8.50